

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF INDIANA  
NEW ALBANY DIVISION

IN RE: )  
 )  
EASTERN LIVESTOCK CO., LLC ) CASE NO. 10-93904-BHL-11  
 )  
Debtor. )

**AGREED MOTION TO CONTINUE HEARING ON MOTION TO QUASH OR  
MODIFY THIRD AMENDED NOTICE OF DEPOSITION OF SEAN WHITE AND  
SUBPOENA DUCES TECUM**

Hoover Hull LLP (“Special Counsel” or “Hoover Hull”), Special Counsel for James A. Knauer, Trustee of Eastern Livestock Co., LLC (“Eastern Livestock”) respectfully moves the Court to continue the hearing on the Motion to Quash or Modify Third Amended Notice of Deposition of Sean White and Subpoena Duces Tecum (“Motion to Quash”) and Superior Livestock Auction, Inc.’s (“Superior”) Response to Motion to Quash or Modify Third Amended Notice of Deposition of Sean White and Subpoena Duces Tecum (“Response”) currently scheduled for October 19, 2012. In support of this Motion, the Special Counsel states as follow:

2. Pursuant to the Court’s September 7, 2012 Order, Hoover Hull’s Motion to Quash is set for hearing on October 19, 2012 at 9:30 am.

3. The parties are in discussions which may result in the resolution of this matter. In the interest of judicial efficiency, Special Counsel and Superior request that the Court continue the hearing set for October 19, 2012 on the Motion to Quash and Superior’s Response.

4. If the discussions are unsuccessful, Special Counsel will file a motion requesting that the Court reschedule the hearing on the Motion to Quash and Superior’s Response.

5. This motion is not made for purposes of undue delay, and no party will be prejudiced by the relief requested herein.

6. John Rogers, counsel for Superior, consents to the relief requested herein.

WHEREFORE, Hoover Hull LLP, Special Counsel for the Trustee of Eastern Livestock, James A. Knauer, respectfully requests the Court to enter an order continuing the hearing on the Third Amended Notice of Deposition of Sean White and Subpoena Duces Tecum and grant all other relief just and proper.

Respectfully submitted,

/s/ John David Hoover  
John David Hoover (#7945-49)  
[jdhoover@hooverhull.com](mailto:jdhoover@hooverhull.com)  
Hoover Hull LLP  
111 Monument Circle, Suite 4400  
P.O. Box 44989  
Indianapolis, IN 46244-0989  
Telephone: (317) 822-4400  
Facsimile: (317) 822-0234

**CERTIFICATE OF SERVICE**

I hereby certify that on October \_\_, 2012, a copy of the foregoing pleading was filed electronically. Notice of this filing will be sent to counsel of record through the Court's Electronic Case Filing System. Parties may access this filing through the Court's system.

/s/ John David Hoover

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